

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	ROBERTS et al	) ATTORNEY DOCKET:	40304772
		)	
SERIAL NO.:	10/615,797	) GROUP ART UNIT:	1616
		)	
FILED:	7/10/2003	) EXAMINER:	PRYOR, ALTON NATHANIEL
		)	
TITLE:	METAL COMPOUNDS, MIXED OR SULPHATED, AS PHOSPHATE BINDERS		
DATE:	December <u>17</u> , 2009	CUSTOMER NO.:	26565

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97(c)**

Applicants hereby submit in accordance with 37 CFR §§ 1.97 - 1.98 as supplemented by MPEP § 609 copies of patents, publications and/or other information of which they are aware and which may be related to the examination of this application, and in respect of which there may be a duty to disclose under 37 CFR § 1.56. A list of all enclosed documents is provided in a Form PTO-1449, transmitted herewith.

Presentation of documents listed on enclosed Form PTO-1449 is not an admission that any listed document is prior art under the Patent Statutes and the right is reserved to antedate any material described in the listed documents by a showing under 37 C.F.R. § 1.131 or otherwise.

The information disclosure is being filed prior to the mailing of a final Office Action, in accordance with 37 CFR § 1.97(c). Accordingly, Applicants respectfully request that the statement be considered by the Office in the course of prosecution of the application. In connection with this information disclosure statement, please charge our Deposit Account No. 13-0019 in the amount of \$180.00, in accordance with 37 CFR § 1.17(p). If any additional fees are due in connection with this information disclosure statement, please charge these additional fees (or credit any overpayment) to our Deposit Account No. 19-1025.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR §1.97(g)), an admission that the information cited is or is considered to be material to patentability, or that no other material information exists.

Respectfully submitted,

Dated: December 17, 2009

/Joseph A. Mahoney/

Joseph A. Mahoney  
Registration No. 38,956

**CUSTOMER NUMBER 26565**  
**MAYER BROWN LLP**  
P.O. Box 2828  
Chicago, IL 60690-2828  
Telephone: (312) 701-8979  
Facsimile: (312) 706- 8530

Enclosures:

Form PTO-1449

Copies of cited documents